

109TH CONGRESS  
2D SESSION

# S. 1219

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## AN ACT

To authorize certain tribes in the State of Montana to enter into a lease or other temporary conveyance of water rights to meet the water needs of the Dry Prairie Rural Water Association, Inc.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1 **SECTION 1. TEMPORARY CONVEYANCE OF WATER RIGHTS**  
 2 **TO DRY PRAIRIE RURAL WATER ASSOCIA-**  
 3 **TION, INC.**

4 (a) IN GENERAL.—The Assiniboine and Sioux Tribes  
 5 of the Fort Peck Indian Reservation, Montana (referred  
 6 to in this section as the “Tribes”) may, with the approval  
 7 of the Secretary, enter into a lease or other temporary con-  
 8 veyance of water rights recognized under the Fort Peck-  
 9 Montana Compact (Montana Code Annotated 85–20–201)  
 10 with the Dry Prairie Rural Water Association, Incor-  
 11 porated (or any successor non-Federal entity) for the pur-  
 12 pose of meeting the water needs of that association, in  
 13 accordance with section 5 of the Fort Peck Reservation  
 14 Rural Water System Act of 2000 (Public Law 106–382;  
 15 114 Stat. 1454).

16 (b) CONDITIONS OF LEASE.—With respect to a lease  
 17 or other temporary conveyance described in subsection  
 18 (a)—

19 (1) the term of the lease or conveyance shall  
 20 not exceed 100 years; and

21 (2)(A) the lease or conveyance may be approved  
 22 by the Secretary without monetary compensation to  
 23 the Tribes; and

24 (B) the Secretary shall not be subject to liabil-  
 25 ity for any claim relating to any compensation or

1        consideration received by the Tribes under the lease  
2        or conveyance.

3        (C) NO PERMANENT ALIENATION OF WATER.—

4        Nothing in this section authorizes a permanent alienation  
5        of any water by the Tribes.

Passed the Senate February 1, 2006.

Attest:

*Secretary.*

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